

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN**

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:
AGILE FUND I, LLC, a Delaware Limited
Liability Company, :

Plaintiff, :

- v. - :

OLD ORCHARD BRANDS LLC, a Michigan
Limited Liability Company, APPLE VALLEY
HOLDINGS, INC., a Michigan Corporation,
HOWARD VELTMAN, MARK R. SAUR,
individually and as trustee of the MARK R.
SAUR TRUST, LISA M. SAUR, individually
and as trustee of the LISA M. SAUR TRUST,
HILLSBORO ASSOCIATES, LLC, a Michigan
Limited Liability Company, ARTHUR S.
VELTMAN, and CHARLENE VREDEVELT,

Defendants, :

And :

OLD ORCHARD BRANDS LLC, a Michigan
Limited Liability Company, APPLE VALLEY
HOLDINGS, INC., a Michigan Corporation,
HOWARD VELTMAN, MARK R. SAUR,
individually and as trustee of the MARK R.
SAUR TRUST, LISA M. SAUR, individually
and as trustee of the LISA M. SAUR TRUST,
HILLSBORO ASSOCIATES, LLC, a Michigan
Limited Liability Company, and CHARLENE
VREDEVELT, :

Third-Party Plaintiffs, :

- v. - :

ALLIED CAPITAL CORPORATION, a
Maryland Corporation, and OLD ORCHARD
EQUITY CORP., a Delaware Corporation, :

Third-Party Defendants. :

CIVIL ACTION NO. 1:09-cv-958

Honorable Janet T. Neff
Magistrate Judge: Ellen S. Carmody

**STIPULATION AND ORDER
DISMISSING LAWSUIT WITH
PREJUDICE**

STIPULATION AND ORDER DISMISSING LAWSUIT WITH PREJUDICE

This matter having come before the Court by stipulation among Plaintiff, Defendants, Third Party Plaintiffs, and Third Party Defendants (collectively “the Parties”), the Parties having agreed that Plaintiff’s Complaint, Third Party Plaintiffs’ Third Party Complaint, Third Party Defendants’ Counterclaim, and this case shall all be dismissed with prejudice and without costs as to all claims and counterclaims by all Parties;

IT IS HEREBY ORDERED that Plaintiff’s Complaint, Third Party Plaintiffs’ Third Party Complaint, and Third Party Defendants’ Counterclaim filed in this lawsuit are each DISMISSED WITH PREJUDICE, and that this case will be closed without costs to either Party.

IT IS SO ORDERED.

Dated: July 31, 2012

/s/ Janet T. Neff
District Judge Janet T. Neff

Stipulated and Agreed:

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